THE HON'BLE MR JUSTICE V.V.S.RAO

WRIT PETITION No.17501 of 2006

Dated:23.08.2006

Between:

Smt.Bandlagudam Maisamma.

…Petitioners

and

The Mandal Revenue Officer, and another.

…Respondents

THE HON'BLE MR JUSTICE V.V.S.RAO

WRIT PETITION No.17501 of 2006

ORDER:

The petitioner claims to be the owner of land admeasuring Ac.1.12 guntas in Survey No.79 situated at Premavathipet Village of Rajendranagar Mandal, Ranga Reddy District. It is the case of the petitioner that originally her father was pattadar of the land whose name was entered in the pahanies from 1954-1955 to 1975-1976. After the death of her father in 1965, the petitioner succeeded to the property, as she is the only legal heir, and was allegedly in possession of the same. In 1975-1976, faisal patti pahani and other revenue records were changed showing the land in the name of the Andhra Pradesh Agricultural University. The petitioner, therefore, applied for the certified copies of the pahanies, and by proceedings dated 19.11.2004, the Mandal Revenue Officer rejected her request. Thereafter, the petitioner made a representation on 10.04.2006 to the Mandal Revenue Officer asking for correction/rectification of entries in the revenue records in her name. After considering the same, by memo No.D/1774/2006, dated 08.06.2006, the first respondent informed the petitioner that in the revenue records for the years from 1976-1977 to 2002-2003 the name of the Agricultural University is shown to be the owner of the land in Survey No.79 admeasuring Ac.1.12 guntas, and that the land was acquired by the Agricultural

University. Accordingly, the request of the petitioner was rejected. Though the said memo is not directly challenged in the Writ Petition, the petitioner seeks a direction to the first respondent to restore the land to the petitioner or in the alternative, to initiate proceedings under the Land Acquisition Act, 1894.

The learned Assistant Government Pleader for Revenue (General) has placed before this Court true extracts of the copies of the faisal patti for the year 1975-1976 which would show that the land in Survey No.79 admeasuring Ac.1.12 guntas is registered in the name of the Agricultural University. Therefore, this Court does not find any infirmity in the action of the first respondent in rejecting the request for correction of entries.

In this background, the only remedy for the petitioner is to seek appropriate declaration of title before the civil Court. In a Writ Petition, a title dispute cannot be decided.

The Writ Petition, with the above observations, is accordingly dismissed. No costs.

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(V.V.S.RAO, J)

23.08.2006
vs